

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Conor O'Shea	Team: Squad #6	CCRB Case #: 201901998	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 02/26/2019 5:00 PM	Location of Incident: Intersection of 90th Avenue and 178th Street	Precinct: 103	18 Mo. SOL 8/26/2020	EO SOL 4/12/2021	
Date/Time CV Reported Tue, 02/26/2019 5:20 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 03/06/2019 1:02 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Edmund Rumman	31806	931117	103 PCT
2. POM Robert Sheron	30461	951245	103 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. LT Julieann Stapleton	00000	944179	103 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Edmund Rumman	Discourtesy: Police Officer Edmund Rumman spoke discourteously to § 87(2)(b)	§ 87(2)(g)
§ 87(4-b), § 87(2)(g)		§ 87(2)(g)
§ 87(4-b), § 87(2)(g)		§ 87(2)(g)

Case Summary

On February 26, 2019, § 87(2)(b) called 911 and was transferred to the IAB Command Center to file this complaint, generating original IAB Log #19-7765. This case was received at the CCRB on March 6, 2019 under IAB Log #19-8014.

On February 26, 2019, at approximately 5:00 p.m., § 87(2)(b) witnessed unidentified teenagers throw a brick through the rear windshield of a parked car near 90th Avenue and 178th Street in Queens. He chased after them, called 911, and flagged down Police Officer Edmund Rumman and Police Officer Robert Sheron, both of the 103rd Precinct. They instructed him to meet them back at the crime scene, which he did. PO Rumman and § 87(2)(b) argued with, and screamed at, each other. PO Rumman allegedly told § 87(2)(b) “You didn’t show me no fucking kids” and allegedly ordered him to “Get the fuck out of here” (**Allegation A: Discourtesy**, § 87(2)(g)). § 87(2)(b) left and was neither arrested nor issued any summonses. § 87(4-b), § 87(2)(g)

The investigation did not obtain any video evidence.

Findings and Recommendations

Allegation A—Discourtesy: Police Officer Edmund Rumman spoke discourteously to

§ 87(2)(b)

The following facts are undisputed. On February 26, 2019, at approximately 5:00 p.m., § 87(2)(b) saw unidentified teenagers throw a brick through the windshield of a Honda Pilot parked near the intersection of 178th Street and 90th Avenue in Queens while walking home from the subway after work. He gave chase, called 911 on the way, flagged down PO Rumman and PO Sheron at the intersection of 178th Street and Jamaica Avenue in Queens, and told them what happened. PO Rumman instructed § 87(2)(b) to meet them back at the scene of the crime. PO Rumman and PO Sheron interviewed the car owner, § 87(2)(b) and prepared a complaint report (**Board Review 01**). § 87(2)(b) asked why they did not apprehend the suspects he pointed out, whom he described as “kids” or “teenagers. PO Rumman said § 87(2)(b) did not show him any suspects. PO Rumman and § 87(2)(b) argued with, and screamed at, each other. PO Rumman ordered § 87(2)(b) to leave. § 87(2)(b) did so, and was neither arrested nor issued any summonses. PO Rumman and PO Sheron never activated their BWCs (**Board Review 02**). § 87(2)(b) called 911 and told IAB that he thought PO Rumman was intoxicated. Lieutenant Julieann Stapleton, of the 103rd Precinct, determined that PO Rumman and PO Sheron were fit for duty. Later that night, Lt. Stapleton called § 87(2)(b) about his IAB complaint.

§ 87(2)(b) alleged (**Board Review 03, 04**) that, during his argument with PO Rumman, PO Rumman said, “You didn’t show me no fucking kids,” apparently referring to the “kids” § 87(2)(b) tried to point out as the suspects. PO Rumman ordered § 87(2)(b) to “Get the fuck out of here.” During § 87(2)(b)’s subsequent phone conversation with Lt. Stapleton, Lt. Stapleton said PO Rumman admitted to using profanity with § 87(2)(b) during their argument.

During a phone statement, § 87(2)(b) (**Board Review 05**) stated that she had never seen § 87(2)(b) before and did not know him before this incident. § 87(2)(b) did not remember whether PO Rumman used any profanity with § 87(2)(b).

PO Rumman (**Board Review 06**) and PO Sheron (**Board Review 07**) denied that PO Rumman used any profanity, or any variations of the word “fuck” in particular, with § 87(2)(b)

§ 87(2)(b)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(b), § 87(2)(g)

§ 87(4-b), § 87(2)(g)

Civilian and Officer CCRB Histories

- This is the only CCRB case in which § 87(2)(b) has been a party (**Board Review 10**).
- PO Rumman has been a member of service for 17 years, and has been named a subject in seven other CCRB complaints and 14 other allegations, two of which were substantiated:
 - CCRB case #200606906 involved allegations of a retaliatory summons, which was substantiated; refusal to provide name/shield number, which was substantiated; and a question and/or stop, which was exonerated. The Board recommended Charges. The NYPD imposed Instructions for the refusal to provide name/shield number but declined to prosecute the retaliatory summons.

- § 87(2)(g) [REDACTED]
- PO Sheron has been a member of service for eight years. This is this first and only CCRB complaint in which he has been named a subject. § 87(2)(g) [REDACTED]

Mediation, Civil and Criminal Histories

- This case was sent for mediation on March 15, 2019 but returned for investigation on June 25, 2019, after an unsuccessful mediation between § 87(2)(b) [REDACTED] and PO Rumman.
- As of September 8, 2019, the NYC Officer of the Comptroller has not received any Notices of Claim from § 87(2)(b) [REDACTED] regarding this incident (**Board Review 11**).
- § 87(2)(b) [REDACTED]

Squad No.: #06

Investigator:	Signature	Investigator <u>Conor O'Shea</u> Print Title & Name	Date
Squad Leader:	Signature	Print Title & Name	Date
Reviewer:	Signature	Print Title & Name	Date